

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DELPHI BETA FUND, LLC, et al. : **CIVIL ACTION**
:
:
vs. :
UNIVEST BANK AND TRUST CO., et : **NO. 2:14-CV-2404**
al. :
:

ORDER

AND NOW, this 27th day of March 2015, upon consideration of the Defendant Univest Bank and Trust Co.’s (“Univest”) Motion to Dismiss the Amended Complaint (ECF Doc. No. 18); Plaintiffs’ Opposition (ECF Doc. No. 20); Univest’s Reply Brief (ECF Doc. No. 25); Plaintiffs’ Sur-Reply Brief (ECF Doc. No. 31), and following a March 12, 2015 oral argument, and for the reasons set forth in the accompanying Memorandum,

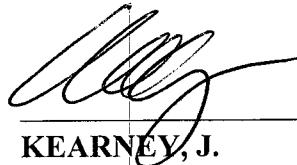
AND, upon consideration of Defendant Milestone Bank’s (“MileStone”) Motion to Dismiss (ECF Doc No. 19); Plaintiffs’ Opposition (ECF Doc. No. 21); MileStone’s Reply Brief (ECF Doc. No. 27); Plaintiffs’ Sur-Reply (ECF Doc. No. 33), and following a March 12, 2015 oral argument and for the reasons set forth in the accompanying Memorandum,

It is hereby **ORDERED**:

1. Defendant Univest’s Motion to Dismiss is **GRANTED** and Plaintiffs’ ERISA claims against Univest in Counts I, II, III, IV and V are **DISMISSED**.
2. MileStone’s Motion to Dismiss is **GRANTED** and Plaintiffs’ ERISA claims at against MileStone at Counts VI, VII, and VIII are **DISMISSED**. Further, the Court declines to

exercise supplemental jurisdiction over Plaintiffs' state law claims against MileStone, and Counts IX, X, XI, XII, XIII, XIV, XV, XVI and XVII are **DISMISSED**.

3. The Clerk shall close this matter for all statistical purposes.



KEARNEY, J.